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11 SMITHKLINE BEECHAM CORPORATION d/b/a
12 GLAXOSMITHKLINE and McKESSON
13 CORPORATION

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 SAN FRANCISCO DIVISION

17 DORIS E. SECORD, RAYMOND
18 SEXTON, LINDA L. SHELTON,
19 MADELINE SHERRILL, LEONARD M.
20 SHULL, WANDA F. SPANGLER,
21 KENNETH W. SPEARS, VENIDA
22 SPENCE, VICTOR BRENT STEPHENS,
23 LORETTA STURGILL, BOBBY
24 TACKER, MARTHA TATE, PEGGY
25 TAYLOR, LILLIAN THACKER, JANET
26 THARPE, REBECCA J. THREEWIT,
27 HUBERT TOLLETT, COY VADEN,
28 WILLIS VANCE, KYLE WARREN,

18 Plaintiffs,

19 v.
20 SMITHKLINE BEECHAM
21 CORPORATION d/b/a
22 GLAXOSMITHKLINE and McKESSON
23 CORPORATION,
24 Defendants.

25 Case No. C-08-02665 PJH

26 **STIPULATION AND [PROPOSED]
27 ORDER EXTENDING DEFENDANTS'
28 TIME TO RESPOND TO COMPLAINT**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that the time within which defendants SMITHKLINE BEECHAM CORPORATION d/b/a GLAXOSMITHKLINE (“GSK”) and McKESSON CORPORATION (“McKesson”) (collectively “Defendants”) may move, answer, or otherwise respond to Plaintiffs’ Complaint shall be governed by the Pretrial Orders entered in the multi-district litigation, *In re Avandia Marketing, Sales Practices and Products Liability Litigation*, MDL 1871 (E.D. Pa.) before the Honorable Cynthia M. Rufe, of the United States District Court for the Eastern District of Pennsylvania.¹

Pursuant to Local Rule 6-1, stipulations which alter the date of any event or any deadline already fixed by the Court require court approval. Although the parties believe this stipulation will have no such effect, to the extent that it does, the parties request that this Court approve the proposed order below, allowing the time frame for Defendants to move, answer, or otherwise respond to Plaintiffs' Complaint to be governed by the Pretrial Orders entered in the multi-district litigation, *In re Avandia Marketing, Sales Practices and Products Liability Litigation*, MDL 1871 (E.D. Pa.).

IT IS SO STIPULATED:

Dated: June 13, 2008

DRINKER BIDDLE & REATH LLP

/S/ Krista L. Cosner
KRISTA L. COSNER

Attorneys for Defendants
SMITHKLINE BEECHAM
CORPORATION d/b/a
GLAXOSMITHKLINE and
McKESSON CORPORATION

¹ The above-entitled action was tagged for transfer to MDL 1871 and awaits transfer by the Judicial Panel on Multidistrict Litigation.

1 Dated: June 13, 2008

THE MILLER FIRM, LLLC

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/S/ David C. Andersen

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DAVID C. ANDERSEN (Bar No. 194095)

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KRISTINA M. GIGSTAD

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Attorney for Plaintiffs

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Pursuant to stipulation, IT IS SO ORDERED:

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Dated: June __, 2008

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United States District Court, Northern
District of California